



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: December 21, 2005

Time: Closed Session 6:30 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Dale Edwards, Century Assembly

C. Pledge of Allegiance

D. Presentations

- D-1 Awards – None
D-2 Proclamations – None
D-3 Presentations – None

E. Consent Calendar (Reading; comments by the public; Council action)

- E-1 Receive Register of Claims in the amount of \$7,225,789.11 (FIN)

- E-2 Approve minutes (CLK)

- a) November 8, 2005 (Shirtsleeve Session)
b) November 15, 2005 (Shirtsleeve Session)
c) November 15, 2005 (Special Meeting)
d) November 29, 2005 (Shirtsleeve Session)
e) December 6, 2005 (Shirtsleeve Session)
f) December 6, 2005 (Special Meeting)

- Res. E-3 Adopt resolution approving specifications for total station surveying equipment with global positioning satellite capability and authorizing the City Manager to approve the purchase from Haselbach Surveying Instruments as the sole supplier (not to exceed \$64,000) (PW)

- Res. E-4 Adopt resolution authorizing the City Manager to negotiate and purchase five Type 2 Medium Bus (Dial-A-Ride) transit vehicles off of the state contract, authorizing conversion of the five vehicles to compressed natural gas, and appropriating funds (\$425,000) (PW)

- Res. E-5 Adopt resolution accepting improvements at 2650 West Lodi Avenue (PW)
- Res. E-6 Adopt resolution approving the Disadvantaged Business Enterprise Program and Established Overall Annual Disadvantaged Business Enterprise goal of 6% for Federal Transit Administration-assisted projects for federal fiscal year 2005-06 (PW)
- Res. E-7 Adopt resolution authorizing three-year extension of existing telephone service contract with SBC (\$231,333 per year) (ISD)
- Res. E-8 Adopt resolution ratifying Purchasing Policies and Procedures (FIN)
- E-9 Receive notice of intent to issue annual payment to the Mokelumne Rural Fire District as negotiated in the annexation agreement approved on September 6, 2000 (\$27,917.96) (CM)
- E-10 Receive for informational purposes annual Housing Element report for submittal to the Department of Housing and Community Development (CD)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Comments by the City Council Members on non-agenda items

H. Comments by the City Manager on non-agenda items

I. Public Hearings – None

J. Communications

- J-1 Claims filed against the City of Lodi – None
- J-2 Appointments – None
- J-3 Miscellaneous
- a) Monthly Protocol Account Report (CLK)

K. Regular Calendar

- Res. K-1 Approve Downtown Lodi Business Partnership 2005-06 Annual Report, adopt Resolution of Intention to levy annual assessment, and set public hearing for January 4, 2006 (CM)
- Ord. K-2 Introduce ordinance adding Chapter 15.65 to the Lodi Municipal Code establishing the San (Introduce) Joaquin County Regional Transportation Impact Fee Program and set public hearing for January 4, 2006, to consider adoption of the fee (PW)
- Res. K-3 Adopt resolution eliminating early lock-in date for Development Impact Fees established in Resolution 2004-238 and establishing that Development Impact Fees established by Resolution 2004-238 will not be locked in until the time required by California law (CA)
- Res. K-4 Adopt resolution approving SBC Encroachment Permit Condition (Video Programming Limitation) for new facilities installations (CM)
- Res. K-5 Adopt resolution authorizing the City Manager or his designee to execute a Project Development Agreement to fund due diligence assessments associated with the Resource 500 generation project (not to exceed \$61,875) (EUD)
- K-6 Provide preliminary and non-binding policy direction regarding electric rate design/structure for future adjustment to base rates by transferring rates from Market Cost Adjustment charges to Base Rate charges, i.e. "Truing up the Electric Rates" (EUD)

- Res. K-7 Adopt resolution awarding contract to Rosendin Electric Inc., of San Jose, CA, for the reconstruction of Killelea Substation and the addition of 60kV power circuit breakers at Industrial Substation, accepting bid withdrawal of Diede Construction, and transferring funds (\$4,231,874) (EUD)
- K-8 Ratify employment agreement entered into between City Manager, Blair King, and Deputy City Manager/Internal Services Director, James Krueger, and receive for information only a report on the reorganization of the Finance Department and City Manager's Office (CM)
- Ord. K-9 Introduce ordinance amending Lodi Municipal Code relating to the establishment of wastewater development impact fees by amending Lodi Municipal Code Title 13 – Public Services – Chapter 13.12, "Sewer Service," by repealing and reenacting Sections 13.12.020 (5) and (45), 13.12.180 (A), and 13.12.190; and further amending Title 15 – Buildings and Construction – Chapter 15.64, "Development Impact Mitigation Fees," by amending Section 15.64.10 – adding new paragraph "F" and relettering paragraphs (G) and (H) – repealing and reenacting Sections 15.64.030 (A) and 15.64.040, amending Section 15.64.060 – adding paragraph "C" – and repealing and reenacting Section 15.64.070 (B) (PW)
- Pulled** K-10 Discuss and select project nominations for San Joaquin Council of Governments' One Voice trip (PW)
- K-11 Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and various other cases being handled by outside counsel (\$111,268.43) and approve Special Allocation covering general litigation matter expenses (\$10,066.11) (CA)

L. Ordinances – None

M. Adjournment to the following agency meetings:

- M-1 Meeting of the Lodi Public Improvement Corporation
- M-2 Meeting of the Industrial Development Authority
- M-3 Meeting of the Lodi Financing Corporation
- M-4 Meeting of the City of Lodi Redevelopment Agency

N. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
City Clerk



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA - Lodi Public Improvement Corp.
Date: December 21, 2005
Time: 7:00 p.m.

For information regarding this Agenda please contact:

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City Clerk
Telephone: (209) 333-6702

***MEETING OF THE
Public Improvement Corporation (PIC)
of the City of Lodi***

- A. Call to order – President
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by the public on non-agenda items
- F. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
Secretary
Lodi Public Improvement Corporation



LODI CITY COUNCIL
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AGENDA - Industrial Development Authority

Date: December 21, 2005

Time: 7:00 p.m.

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Industrial Development Authority (IDA)
of the City of Lodi

- A. Call to order – Chairperson
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by the public on non-agenda items
- F. Adjournment

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Susan J. Blackston
Secretary
Industrial Development Authority



LODI CITY COUNCIL

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305 West Pine Street, Lodi

AGENDA - Lodi Financing Corporation

Date: December 21, 2005

Time: 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

MEETING OF THE Lodi Financing Corporation

- A. Call to order – President
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by public on non-agenda items
- F. Adjournment

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Susan J. Blackston
Secretary
Lodi Financing Corporation



LODI CITY COUNCIL
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AGENDA – Redevelopment Agency

Date: December 21, 2005

Time: 7:00 p.m.

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MEETING OF THE
Redevelopment Agency
Of the City of Lodi

- A. Call to order – Chairperson
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by the public on non-agenda items
- F. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
Secretary
Redevelopment Agency of the City of Lodi